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7 ANDY LASHAWN FORTNER,
8 Plaintiff,
9 v.
10 LAKE COUNTY JAIL, et al.,
11 Defendants.

Case No. 25-cv-03367-HSG

ORDER OF DISMISSAL

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13 Plaintiff has filed a *pro se* action pursuant to 42 U.S.C. § 1983. On May 6, 2025, the Court
14 dismissed the complaints filed in this action (Dkt. Nos. 1, 6) for failure to state a claim, and
15 granted Plaintiff leave to file a second amended complaint. Dkt. No. 11. The Court ordered
16 Plaintiff to file a second amended complaint by June 3, 2025, or face dismissal of this action. *Id.*
17 The deadline has passed, and Plaintiff has not filed a second amended complaint. Accordingly,
18 the Court DISMISSES this action for failure to state a claim. The dismissal is without prejudice to
19 filing a motion to reopen, accompanied by a proposed second amended complaint that addresses
20 the deficiencies identified in the Court's May 6, 2025 Order, and explaining why Plaintiff failed to
21 timely file a second amended complaint. Judgment is entered in favor of Defendant and against
22 Plaintiff. The Clerk is directed to close the file.

23 **IT IS SO ORDERED.**

24 Dated: 6/12/2025

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26 HAYWOOD S. GILLIAM, JR.
27 United States District Judge
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